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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of
PEES et al.

Serial No. 09/840,488

Filed: April 23, 2001

For: FUNGICIDAL TRIFLUOROMETHYLALKYLAMINO-TRIAZOLOPYRIMIDINES

I hereby certify that this correspondence is being
deposited with the United States Postal Service as
first class mail in an envelope addressed to: Director
of Patents and Trademarks, Washington, D.C.
20231, on 9/9/02

Date of Deposit

Mary Chadwick

Name of applicant, inventor or

Registered Representative

Mary Chadwick

Signature

Date of Signature

PETITION UNDER 37 CFR §1.47(a)

AND

RESPONSE TO NOTICE TO FILE MISSING PARTS

Petitioner requests acceptance of this application in the absence of the signature of one of the inventors, Dr. Waldemar Pfrengle, on the declaration under 37 CFR 1.63.

Enclosed herewith is a declaration for the patent application in compliance with 37 CFR 1.63 signed by the all of the inventors except Dr. Pfrengle on behalf of themselves and on behalf of the non-signing inventor.

As proof that the non-signing inventor refuses to sign, petitioner encloses herewith a declaration of Jason D. Voight attesting to the facts that a copy of the application papers was presented to the inventor, but that he did not respond to the request that he sign the oath/declaration.

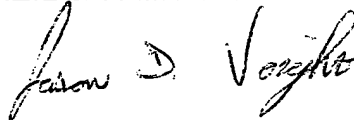
Upon information and belief after investigation, Dr. Pfrengle's last know address is Stresesmannstr. 56, 88400 Biberach, Germany. At the time this application was filed, Dr. Pfrengle resided at Junkermuehle 1, 55444 Seibersbach, Germany, but he has moved since that date.

A check for \$370 is enclosed to cover the petition fee under 37 CFR 1.17(h), the surcharge under 37 CFR 1.16(e), and a one-month extension under 37 CFR 1.17(a)(1).

Please charge any shortage in fees due in connection with the filing of this paper, including Extension of Time fees to Deposit Account No. 11.0345. Please credit any excess fees to such deposit account.

Respectfully submitted,

KEIL & WEINKAUF

A handwritten signature in cursive script, appearing to read "Jason D. Voight".

Jason D. Voight
Reg. No. 42,205

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